

## MEMORANDUM

Agenda Item No. 11(A)(6)

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**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**DATE:** December 19, 2006

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Resolution relating to the  
Opa-locka Triangle Area  
and Liberty City  
Beautification Demonstration  
Programs

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The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Dorrin D. Rolle and Commissioner Barbara J. Jordan.

for:   
Murray A. Greenberg  
County Attorney

MAG/jls



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(Revised)

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Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved \_\_\_\_\_ Mayor

Agenda Item No. 11(A)(6)

Veto \_\_\_\_\_

12-19-06

Override \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

RESOLUTION AMENDING RESOLUTIONS NOS. R-1354-05 AND R-88-06 PERTAINING TO THE OPA-LOCKA TRIANGLE AREA AND LIBERTY CITY BEAUTIFICATION DEMONSTRATION PROGRAMS; RESCINDING AUTHORIZATION TO NEGOTIATE CONTRACTS WITH H. J. RUSSELL CONSTRUCTION COMPANY; WAIVING FORMAL BID PROCEDURES AND THE REQUIREMENTS OF ADMINISTRATIVE ORDER NO. 3-39 FOR THE PURCHASE OF GOODS AND SERVICES ASSOCIATED WITH IMPLEMENTING THE PROGRAMS; AND AUTHORIZING COUNTY MANAGER TO NEGOTIATE AND EXECUTE AMENDMENTS AND WORK ORDERS UNDER CERTAIN EXISTING CONTRACTS TO EFFECTUATE THE PROGRAMS IN AN EXPEDITIOUS MANNER

**WHEREAS**, this Board allocated \$1,972,000 on December 6, 2005 under Resolution No. R-1354-05 for the Opa-locka Triangle Beautification Demonstration Program; and

**WHEREAS**, this Board allocated \$1,972,000 on January 24, 2006 under Resolution No. R-88-06 for the Liberty City Beautification Demonstration Programs; and

**WHEREAS**, these programs are intended to provide assistance for owner occupied single family homes for landscaping, exterior painting, and/or façade improvements; and

**WHEREAS**, this Board, in such foregoing resolutions also authorized the County Manager to undertake negotiations with H. J. Russell Construction Company ("H. J. Russell") for contracts for such Programs; and

**WHEREAS**, H.J. Russell has expressed a desire not to continue doing business in Miami-Dade County, and no longer has a local office in Miami Dade County; and

**WHEREAS**, this Board desires to proceed with the Liberty City and Opa-locka Beautification Programs; and

**WHEREAS**, the County has an existing agreement authorized under Resolution No. R-733-01 with the Florida Nursery Growers Association, Inc., Dade County Chapter; and

**WHEREAS**, the County has an existing agreement authorized under Resolution No. R-1176-06 with Greater Miami Services Corp.; and

**WHEREAS**, by Resolution No. R-299-02 this Board waived competitive bidding and set aside a specified dollar amount of County construction work to be awarded to CSBE certified firms; and

**WHEREAS**, the Contractors Resource Center, Inc., is a not-for-profit organization founded in 1993, and is an integral part of the construction community with a track record of providing various assistance and services to contractors; and

**WHEREAS**, while the Contractors Resource Center, Inc. is open to all small businesses, the center of their focus is on African American firms and offers consulting activities that include, but are not limited to, community outreach, technical assistance and contract review; and

**WHEREAS**, this Board desires to utilize the existing contracts authorized pursuant to Resolution Nos. R-299-02, R-733-01, and R-1176-06 and further desires to award a contract to Contractors Resource Center, Inc.,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA** that this Board:

**Section 1.** Amends Resolution Nos. R-1354-05 and R-88-06 to rescind the authorization to negotiate contracts for the Programs with H. J. Russell Construction Company.

**Section 2.** Approves the reallocation of the Documentary Surtax and/or SHIP funds, not to exceed \$1,972,000 for the beautification program for each target area, to be utilized under an existing county contract that will best effectuate the work expeditiously.

**Section 3.** Establishes a maximum of \$5,900 per residential household as a 5-year forgivable loan to be expended for the beautification program.

**Section 4.** Finds, pursuant to Section 4.03(D) of the Home Rule Charter and of the County Code by a two-thirds (2/3s) vote of the Board members present, that it is in the best interests of the County to waive formal bid procedures and requirements of Administrative Order No. 3-39 in connection with the purchase of goods and services associated with implementing the Programs in amount not to exceed \$200,000.00 per vendor and is further conditioned on receipt from the affected property owners of a right to entry and waiver of liability.

**Section 5.** Authorizes the County Manager to negotiate and execute an agreement with Contractors Resource Center, and further authorizes the County Manager to execute amendments and issue work orders under the foregoing contracts and resolutions to members of the Florida Nursery Growers Association, Inc., Dade County Chapter, to the Greater Miami Service Corp., and to CSBE firms, in order to effectuate the Programs in an expeditious manner, after review and approval by the County Attorney's Office.

**Section 6.** Authorizes the County Manager, in the event Contractor Resources Center, Florida Nursery Growers Association, Inc., Dade County Chapter, to the Greater Miami Service Corp. are unable to perform the services indicated in this Resolution, access the CSBE pool of consultants from the Office of Capital Improvement; and further authorizes the County Manager to execute amendments and issue work orders under their contracts in order to effectuate the Programs in an expeditious manner, after review and approval by the County Attorney's Office.

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The foregoing resolution was sponsored by Commissioner Dorrin D. Rolle and Commissioner Barbara J. Jordan and offered by Commissioner , who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman  
Dennis C. Moss, Vice-Chairman

Bruno A. Barreiro  
Audrey M. Edmonson  
Sally A. Heyman  
Dorrin D. Rolle  
Katy Sorenson  
Sen. Javier D. Souto


Jose "Pepe" Diaz  
Carlos A. Gimenez  
Barbara J. Jordan  
Natacha Seijas  
Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 19<sup>th</sup> day of December, 2006. This resolution shall become effective ten (10) days after the date of its adoption unless vetoes by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency. 

Terrence A. Smith